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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION


11 UNITED STATES OF AMERICA,) No. CR-11-00291 SBA
12 Plaintiff,)
13 v.) ORDER GRANTING STIPULATED
14 HONORATO ESQUIVIAS PADILLA,) REQUEST TO SET CHANGE OF PLEA
15 Defendant.) AND SENTENCING ON NOVEMBER 30,
16) 2011 AND TO EXCLUDE TIME UNDER
17) THE SPEEDY TRIAL ACT
18)
19) Date: October 4, 2011
20) Time: 10:00 a.m.
21) Court: Hon. Sandra Brown
22) Armstrong
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19 The parties jointly requested that the October 4, 2011 status hearing as to Mr. Padilla be
20 vacated and that this matter be set for change of plea and sentencing on November 30, 2011 at
21 10:00 a.m. The parties further requested that time be excluded under the Speedy Trial Act
22 between September 14, 2011 and November 30, 2011 to allow time for the Court to consider the
23 proposed plea agreement to be entered into by the defendant and the attorney for the
24 government, and to allow time for the preparation of a Presentence Investigation Report by the
25 United States Probation Office. Defendant agreed that the Court may review the pre-plea
26 Presentence Investigation Report even though he has not yet pleaded guilty. Good cause
27 appearing therefor, and pursuant to 18 U.S.C. § 3161(h)(1)(G),
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1 **IT IS HEREBY ORDERED** that this matter is set for change of plea and sentencing on
2 November 30, 2011 at 10:00 a.m., and that time between September 14, 2011 and November 30,
3 2011 is excluded under the Speedy Trial Act, and specifically pursuant to 18 U.S.C. §
4 3161(h)(1)(G), for consideration by the Court of a proposed plea agreement to be entered into by
5 the defendant and the attorney for the government.

6 **IT IS FURTHER ORDERED** that the United States Probation Office shall prepare a
7 Presentence Investigation Report.

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9 DATED: 9/13/11


HON. SAUNDRA BROWN ARMSTRONG
United States District Judge